

MAAS, mag

06/22/2008 17:126 FAI 2128058724

JUDGE MAAS

0002/002

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

SEA CHANGE INTERNATIONAL, INC.

Plaintiff(s),

ORDER OF DISCONTINUANCE

-against-

07CIV.9705 (RJH)(FM)

FEDERAL EXPRESS COMPANY

Defendant(s).

ORIGINAL

It having been reported to this Court that the above entitled action has been settled, and the parties and their counsel having consented to the undersigned exercising jurisdiction over this case for the limited purpose of entering this Order of Discontinuance, it is hereby

ORDERED that said action be and hereby is, discontinued with ~~no~~ prejudice and ~~costs~~ without costs; provided, however, that within 30 days of the date of this order, counsel for plaintiff may apply by letter for restoration of the action to the active calendar of the court, in which event the action will be restored.

DATED: New York, New York
May 23, 2008FRANK MAAS
United States Magistrate Judge

4/9/08

RUBIN, FIORELLA & FRIEDMAN LLP
By: PATRICK J. CORBETTNEWMAN FITCH ALTHEIM MYERS, P.C.
By: OLIVIA M. GROSSAttorney(s) for Plaintiff
292 Madison Avenue
New York, NY 10017Attorney(s) for Defendant
14 Wall Street
New York, NY 10005

Agreed and Consented to:

Agreed and Consented to:

Robert E. Falvey, Esq.
Subscribed
SEA CHANGE INTERNATIONAL, INC.Mark A. Phillips
FEDERAL EXPRESS COMPANY

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
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DATE FILED: <u>6/9/08</u>